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EX PARTE

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
The Portals
445 12th St., SW
Washington, D.C. 20554

<div align="center">

Re: WC Docket 03-251

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Dear Ms. Dortch:

I write to inform the Commission of a recent division by the Georgia Public Service Commission pertinent to the issues pending in the referenced proceeding.

On December 9, 2003, BellSouth Telecommunications, Inc. ("BellSouth") filed an Emergency Request for Declaratory Ruling, requesting that the Commission preempt certain state commission decisions regulating the rates, terms and conditions of BellSouth's interstate broadband services.

Yesterday, the Georgia Public Service Commission initiated "a generic proceeding to examine Digital Subscriber Line (DSL) policies." A copy of the news release is attached for your review. According to this release, the Georgia Commission plans to consider extending to all competitive local exchange carriers (CLECs) the effect of two prior decisions that required BellSouth to provide broadband services to the voice customers of two specific CLECs. Further, the Georgia Commission plans to review the bundling practices of all telecommunications providers that involve both DSL and Voice over Internet Protocol services.

For all of the reasons previously expressed by BellSouth in this proceeding, the issues that the Georgia Commission plans to address fall solely within the exclusive jurisdiction of the FCC. Georgia's recent action underscores the necessity of this Commission ruling quickly and decisively in this proceeding to preserve the national interest in a single broadband policy.

Sincerely,

Glenn T. Reynolds

cc: Chris Libertelli
        Matthew Brill
        Daniel Gonzalez
        Scott Bergmann
        Jessica Rosenworcel
        Jeffrey Carlisle
        Robert Tanner
        Michelle Carey
        Ian Dillner
        John Stanley